

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2004-009128-001 DT

07/12/2004

HON. AIMEE L. ANDERSON

CLERK OF THE COURT  
J. Greer  
Deputy

FILED: 07/16/2004

STATE OF ARIZONA

JENNIFER FAN

v.

FELIPE ESPINO-CASTILLO (001)  
DOB: 02/08/1985

MONICA L MILLER

APO-SENTENCINGS-CCC  
APPEALS-CCC  
CERTIFICATION DESK-WAIVER-CSC  
DISPOSITION CLERK-CSC  
RFR  
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:16 a.m. This is the time set for Sentencing.

State's Attorney:	David Gordon for Jennifer Fan
Defendant's Attorney:	Monica Miller
Defendant:	Present

A record of the proceedings is made by CD/videotape in lieu of a court reporter.

The Court and counsel conduct a bench conference at this time.

Counsel for the State addresses the Court.

Counsel for the Defendant addresses the Court.

Defendant addresses the Court.

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

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IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

**OFFENSE: Count 2, as amended, Solicitation to Commit Burglary in the Third Degree**

**Class 6 Undesignated Felony**

A.R.S. § 13-1506, 13-1501, 13-301, 13-302, 13-303, 13-304, 13-1002, 13-701, 13-702, 13-702.01, 13-707, 13-801 and 13-802

Date of Offense: February 29, 2004

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

**Count 2 Probation Term: Two years**

**To begin July 12, 2004.**

Conditions of probation include the following:

**Condition 16** - Restitution, Fines, and Fees:

**PROBATION SERVICE FEE:** Count 2 - \$50.00 per month, beginning September 1, 2004.

**ASSESSMENTS:**

Count 2: PROBATION SURCHARGE: \$5.00 payable on or before September 1, 2004.

Count 2: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings.

Defense counsel request the Court set a Restitution Hearing in this matter and requests to waive the Defendant's appearance at that hearing.

IT IS ORDERED setting Restitution Hearing for August 30, 2004 at 8:30 a.m. before Commissioner Aimee Anderson, in this Division.

IT IS ORDERED waiving the Defendant's appearance for the Restitution Hearing.

**Condition 17** - Not consume or drink any substance containing alcohol.

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**Condition 18** - Not have any contact with the victim(s) whatsoever, unless approved in writing by the Adult Probation Department.

**Condition 20** - Not remain in or return to the United States illegally if deported or processed through voluntary departure.

IT IS ORDERED directing the Clerk of the Superior Court to transmit a certified copy of this minute entry and a copy of the original charging document to the regional office of the United States Immigration and Naturalization Service.

**Condition 21** - Count 2: Be incarcerated in the county jail (DEFERRED) for Three month(s), beginning November 1, 2004 with credit for -0- days served.

Not to be released until January 31, 2005.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Defendant shall be screened for Work Furlough.

Count(s) 2: IT IS ORDERED Defendant self-surrender to the custody of the Maricopa County Sheriff and authorizing the Sheriff to carry out the term of incarceration.

The presentence investigation report is filed in this matter.

ISSUED: Order of Confinement & Self-Surrender Instruction

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HON. AIMEE L. ANDERSON  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)